

EIGHTY-FIFTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Earl E. Johnson, House of God Church, Inc., Nashville, Tennessee.

Representative Love led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 98

Representatives present were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 98.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1702 — To define powers, Commissioner of Revenue.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1702 by deleting the amendatory language of Section 1 in its entirety and substituting instead the following:

SECTION . Vehicular homicide is the killing of another by the operation of an automobile, airplane, motor boat or other motor vehicle:

(a) as the proximate result of conduct creating a substantial risk of death or serious bodily injury to a person under circumstances manifesting extreme indifference to the value of human life; or

(b) as the proximate result of the driver's intoxication. For purposes of this section, "intoxication" shall include alcohol intoxication as defined by Tennessee Code Annotated, Section 59-1047, drug intoxication or both.

Unless it is determined that a charge of murder in the first degree is appropriate, this section is the exclusive section under which a person who has killed another by the operation of a motor vehicle can be charged and convicted.

SECTION . Whoever is convicted of the crime of vehicular homicide shall be imprisoned in the state penitentiary for a determinate sentence which shall be fixed at a definite term of years not less than one (1) nor more than twenty-one (21) years.

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend Amendment No. 1 by deleting the second proposed new section in the amendatory language of Amendment No. 1 and substituting instead the following:

"The maximum punishment where there is no intoxication as defined in Tennessee Code Annotated 59-1047 shall be imprisonment in the state penitentiary for a period of five (5) years. If there is proof of intoxication as defined by Tennessee Code Annotated, Section 59-1047, drug intoxication or both, the penalty may be imprisonment in the state penitentiary for more than five (5) years but not to exceed twenty-one (21) years."

Mr. Elkins moved that the House nonconcur in Senate Amendment No. 1, as amended, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1668/SENATE BILL 1664

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill 1668 (Senate Bill 1664) have met and recommend that the following Senate amendments be adopted: 40, 17, 18, 23, 28, 30, 35, 37, 45, 47, 49, and 62; and recommend that the following Senate amendments be deleted: 1, 14, 16, 26, 31, 33, 44, 46, 50, 51, 52, and 57.

The Committee further recommends the following amendments to House Bill 1668 (Senate Bill 1664) be adopted:

AMEND by adding to Section 49 a new item to read:

Item . From funds available for pre-planning, the State Building Commission is directed to pre-plan an academic building at the Memphis State Technical Institute.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . In addition to any other appropriation made in this act, there is hereby appropriated the sum not to exceed two million, nine hundred six thousand, two hundred dollars (\$2,906,200) to Tennessee State University for a new boiler and renovation of existing boilers; provided, however, the amount of funds impounded in Section 51 of Chapter 458 of Public Acts of 1977 and not released to Tennessee State University during fiscal year 1977-78 shall be used to fund a portion of the two million, nine hundred six thousand, two hundred dollars (\$2,906,200) appropriation.

AND FURTHER AMEND by adding a new item to Section 45 (Original Bill) to be appropriately numbered and to read as follows:

In Section 45, Item 4, regarding major maintenance for the State Board of Regents, there is hereby designated one hundred fifty thousand dollars (\$150,000) for the sole purpose of contributing to the cost of a new boiler and the renovation of existing boilers at Tennessee State University.

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . From funds available for pre-planning, the State Building Commission is directed to pre-plan the renovation and/or improvement of the engineering building at Tennessee State University or to pre-plan a new engineering building at Tennessee State University.

AND FURTHER AMEND by deleting from the fourth paragraph of Section 7 the following phrase:

Within the appropriations herein made, the salaries of the subordinates and employees of the Treasurer, Comptroller, Secretary of State, the Public Service Commission, and the Fiscal Review Committee shall be fixed by the heads thereof, respectively;

and substituting in lieu thereof the following:

Within the appropriations herein made, the salaries of the subordinates and employees of the Treasurer, Comptroller, Secretary of State, the Public Service Commission, and the Fiscal Review Committee shall be fixed by the heads thereof, respectively and the salaries of the employees and subordinates of the Joint Legislative Services Committee shall be fixed by such committee in accordance with the provisions of Tennessee Code Annotated, Title 3, Chapters 10 through 14, inclusive;

AND FURTHER AMEND by deleting from Section 29, Item 6 which reads as follows:

6. Expenses and travel pay allowed to members of the Legislative Council as authorized under Section 3-406, Tennessee Code Annotated, and to members of the Fiscal Review Committee, as authorized under Section 3-702, Tennessee Code Annotated.

and substituting in lieu thereof the following new item:

6. Expenses and travel pay allowed to members of the Joint Legislative Services Committee as authorized under Section 3-114, Tennessee Code Annotated, and to members of the Fiscal Review Committee, as authorized under Section 3-702, Tennessee Code Annotated.

AND FURTHER AMEND Section 29 by deleting from Item 7 the words "Legislative Council Committee" and substituting instead the words "Office of Legislative Services and the Office of Legal Services for the General Assembly" so that the item reads as follows:

7. The Speakers may transfer to the Office of Legislative Services and the Office of Legal Services for the General Assembly and to the Fiscal Review Committee sufficient funds to enable them to complete all studies assigned to them by the Ninetieth General Assembly, and to furnish such help as may be required by standing, select and joint committees of the General Assembly.

AND FURTHER AMEND by adding a new item to the appropriate section and to read as follows:

Item . In addition to the funds appropriated to the Historical Commission in Section 1, Title III-5, Item 3, there is hereby appropriated one hundred ninety-two thousand dollars (\$192,000.00) for the sole purpose of the Commission's continuing its participation in programs of the National Historical Preservation Act of 1966 under which Tennessee already receives over five hundred thousand dollars (\$500,000); also this appropriation shall fund the publication of Volume II of the Biographical Directory of the Tennessee General Assembly.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . Notwithstanding any other provision of law to the contrary, in addition to any other appropriation made in this act, there is hereby appropriated the sum of six hundred eighty four dollars (\$684.00) to Mr. John J. Harris of Columbia, Tennessee for services rendered and expenses incurred during the Chapdelaine case after Mr. Harris' term as a member of the Board of Examiners for Land Surveyors expired. This appropriation is subject to the approval of the Commissioner of Finance and Administration and the Attorney General.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . Notwithstanding any other provisions of law to the contrary, the Department of Revenue is hereby authorized and directed to refund to Gay Record and Novelty Company, Inc., 2120 Jones Street, Knoxville, Tennessee, the amount of \$1,320.13, representing overpayments of the taxes on gross receipts from vending machines for the period July 1, 1973 through June 30, 1975, provided that said amount has not been refunded. This payment is subject to the approval of the Commissioner of Finance and Administration and the Commissioner of Revenue.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . Notwithstanding any other provisions of law to the contrary, the Department of Revenue is hereby authorized and directed to refund to Towe Irons Works, Inc., 2435 Western Avenue, Knoxville, Tennessee, the sum of \$920.40, representing the state's portion of overpayments of business taxes on gross receipts to the City of Knoxville and County of Knox during the period January 1, 1973 through January 31, 1975, provided said sum has not been refunded.

This payment is subject to receipt by the Department of Revenue of acceptable evidence of payment of the aforementioned taxes, provided that any refund authorized by this item is subject to the approval of the Commissioner of Finance and Administration and the Commissioner of Revenue.

AND FURTHER AMEND Section 49 (original bill) to add a new item to read:

Item . That in addition to the appropriations contained in Section 1 of this act for

benefit of the Department of Labor, there is hereby appropriated the sum of \$150,000 in the fiscal year beginning July 1, 1978, to provide for an Institute for Labor Studies. This appropriation is contingent upon the enactment of Chapter 840, Public Acts of 1978 (House Bill 1821 - Senate Bill 1768), and the appropriation is subject to approval by the Commissioner of Finance and Administration.

AND FURTHER AMEND by deleting from Section 1, in the bill, Title III-2, 4.9 Tennessee Arts Commission, as follows:

"a. Tennessee Arts Commission	\$382,900.00
b. Tennessee State Museum	398,700.00
Total Tennessee Arts Commission	\$781,600.00"

and substituting in lieu thereof the following:

"a. Tennessee Arts Commission	\$482,900.00
b. Tennessee State Museum	464,000.00
Total Tennessee Arts Commission	\$946,900.00"

AND FURTHER AMEND by deleting from Section 1, in the bill, Title III-2.7. Department of General Services, as follows:

"7.5 Division of Public Works	\$6,343,300.00"
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and substituting in lieu thereof the following:

"7.5 Division of Public Works	\$6,278,000.00"
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and adjusting subsequent totals for Title III-2 accordingly.

AND FURTHER AMEND by deleting from Section 1, in the bill, Title III-9, 3.1 Vocational and Technical Education, as follows:

"b. Area Vocational-Technical Schools	\$15,866,300.00"
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and substituting in lieu thereof the following:

"b. Area Vocational-Technical Schools	\$14,765,000.00
h. Tri-Cities State Technical Institute	1,101,300.00"

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . No operating funds appropriated in this act for the Arts Commission and the State Museum shall be expended for the operation of the Performing Arts Center.

AND FURTHER AMEND by designating the original language in Section 43 as Item 1. and by adding the following new item at the end of the section:

Item . In addition to any funds appropriated by Section 1 of this act, there is appropriated the sum of sixty-eight thousand dollars (\$68,000), to the Tennessee Higher Education Commission for the sole purpose of contracting with the Southern Regional

Education Board for the purchase of sixteen (16) additional places for medical students at Meharry Medical College to be filled by Tennessee residents in addition to those students enrolled at Meharry Medical College during the 1977-78 academic year under the terms of a contract between the Tennessee Higher Education Commission and the Southern Regional Education Board. This appropriation is in addition to any other appropriation made for that purpose.

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . In addition to any funds appropriated by the provisions of this act, there is appropriated the sum of one million four hundred thousand dollars (\$1,400,000), in federal funds to the Department of Human Services for the purpose of raising the grant levels in the Aid to Families with Dependent Children Program (Section 1, Title III-17, Item 2.2). The Commissioner of Human Services shall submit a plan for the expenditure of the appropriation made in this item to the Commissioner of Finance and Administration, the Chairman of the Senate Finance, Ways and Means Committee, and the Chairman of the House Finance, Ways and Means Committee, and such appropriation shall be subject to the approval of such plan by such officials.

AND FURTHER AMEND by adding an additional item to the appropriate section and to read as follows:

Item . From Section 1, Title III-10, Item 3.2c, there is hereby earmarked from Memphis State University's state appropriation the sum of fifteen thousand dollars (\$15,000) for the purpose of conducting a study of the feasibility of establishing a museum of music and related projects in Memphis.

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . In addition to the funds appropriated in Section 1 of this act, there is hereby appropriated twenty thousand dollars (\$20,000) to the Tennessee Higher Education Commission for the purpose of conducting a study of the state's vocational technical institutes. Said funds are to cover initial costs involved in establishing a data system for a formula for funding the state's technical institutes as well as the initial costs in adjudicating program proposals of the technical institutes. The appropriation of these supplemental funds for the THEC will expire at the end of two calendar years from the date of passage of this act. This appropriation is contingent upon the enactment of Chapter 670, Public Acts of 1978 (Senate Bill 2324 - House Bill 2072).

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the funds appropriated to the Historical Commission, there is allocated the sum of thirty-nine thousand eight hundred thirty-six dollars (\$39,836) to the Department of Conservation to establish one (1) position as a historical architect and two (2) positions as historical resources surveyors to complete a comprehensive survey of the state and to establish an inventory of Tennessee's historic resources. The funds appropriated to the department in this item shall be allocated as follows:

One (1) Historical Architect.....	\$ 12,636.00
Employee Benefits	1,750.00
Travel Expenses	1,200.00
Two (2) Historic Resources Surveyors.....	19,200.00
Employee Benefits	2,650.00
Travel Expenses	2,400.00

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . That the appropriation to the Department of Conservation for capital outlay in Section 1, Title III-23, Item 12 shall be allocated as follows:

(a) Big Hill Pond - General

Development Supplemental Funds.....	\$ 500,000.00
Paris Landing - Replace Lodge Wing and Furnishings ...	1,500,000.00
Panther Creek - Pool and Bathhouse.....	250,000.00
T.O. Fuller - Pool and Bathhouse.....	250,000.00
Chickasaw - Pool and Bathhouse.....	250,000.00
Standing Stone - General Development and Renovation .	1,000,000.00
Cove Lake - General Development.....	750,000.00
Cedars of Lebanon - Twelve Cabins and Maintenance Building	575,000.00
Warriors' Path State Day Use Park Island - Initial Construction	150,000.00
Harrison Bay & Booker T. Washington - Recreation Building and Boat Slips	750,000.00
Meeman - Shelby Forest, Rock Island & N. B. Forest....	265,000.00
Harrison Bay, Pickett and Chickasaw - Tennis Courts ...	35,000.00
Roan Mountain - Furnishings	75,000.00
Edgar Evins - Restaurant.....	150,000.00
Rock Island and Mound Bottoms - Residence.....	110,000.00
Fort Loudon - Visitors Center - Museum	177,000.00
Land Acquisition.....	248,000.00
Rivers and Trails	140,000.00
Natural Areas - Big Bone Cave.....	50,000.00
Wynnewood Historical Site - Restoration.....	75,000.00
Carter House - Interpretive Center.....	100,000.00
Fall Creek Falls Camp Sites	100,000.00

(b) The sum of two hundred forty-eight thousand dollars (\$248,000) allocated in item (a) of this section for land acquisition shall be allocated as follows:

Land Acquisition Contingency Fund	\$ 10,000.00
Nathan Bedford Forest - Two Innholdings.....	80,000.00
Standing Stone State Rustic Park - One Innholding	45,000.00
Reelfoot Lake - Five Innholdings	45,000.00
Great Stone Door - One Tract.....	18,000.00
Falling Water Falls - One Tract.....	50,000.00

- (c) Notwithstanding any provision of the law to the contrary, funds to a maximum sum of five hundred thirty-five thousand dollars (\$535,000) for capital outlay appropriated to the Department of Conservation in the 1977-78 fiscal year or the 1978-79 fiscal year shall not revert to the General Fund but shall be carried over by the department and expended to complete the Warriors' Path State Day Use Park Island Project.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the sums appropriated by this act to the Department of Transportation for the purpose of completing construction of a right-of-way on State Route 11 from the Sumner County line to the Robertson County line, there shall be expended a sum sufficient to complete such construction.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the sums appropriated by this act to the Department of Transportation for the purpose of completing construction of a right-of-way on State Route 11 from the Davidson County line to S-461 in Ridgetop, there shall be expended a sum sufficient to complete such construction.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the sums appropriated by this act to the Department of Transportation for the purpose of completing construction of a right-of-way on State Route 11 north of State Route 41 to the Davidson County line, there shall be expended a sum sufficient to complete such construction.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the funds appropriated to the Historical Commission by the provisions of this act, there is allocated the sum of five thousand dollars, (\$5,000) to the Sam Houston Historical Association. This appropriation is inclusive of any other funds appropriated to the Association by the provisions of this act and shall be the total amount appropriated to such association.

AND FURTHER AMEND by designating the original language in Section 43 as Item 1. and by adding the following new item:

Item . From the funds allocated to the Department of Agriculture in Section 1, Title III-3 of this act, there is hereby earmarked an amount of one thousand, two hundred fifty dollars (\$1,250) for the purpose of promoting and assisting state participation in the Tennessee Walking Horse National Celebration to be held in Shelbyville, Tennessee; and there is further earmarked an amount of one thousand, two hundred fifty dollars (\$1,250) from such funds to be appropriated to the Tennessee Walking Horse Breeders and Exhibitors Association in Lewisburg, Tennessee.

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . From the appropriations made in this act to the Tennessee Arts Commission, there is hereby earmarked to the Memphis Pink Palace Museum Foundation the sum of twelve thousand five hundred dollars (\$12,500) for the development and enlargement of exhibits related to Tennessee history and natural history.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the funds appropriated to the Building Commission by the provisions of this act, there is allocated a sum for the purpose of conducting a pre-planning study for the proposed additions to the Claxton Education Building at the University of Tennessee at Knoxville. This allocation is subject to the approval of the Building Commission.

AND FURTHER AMEND by adding the following new item to Section 11:

Item . The unexpended balance on June 30, 1978, of the funds appropriated by Item 8 of Section 18 of Chapter 732 of the Public Acts of 1976 shall not revert to the General Fund but shall continue to be available for the purpose of continuing the study of elementary/secondary school finance of the Joint Legislative Committee on Elementary/Secondary School Finance.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the appropriations made to the Department of Mental Health and Mental Retardation by the provisions of this act, there is allocated the sum of five hundred fifty dollars (\$550) to the Knox County Association for Retarded Citizens for the rental of a facility to house retarded offenders.

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . From the appropriations made in this act to the Tennessee Arts Commission, there is hereby earmarked an amount of twelve thousand five hundred dollars (\$12,500) to the Dulin Art Gallery in Knoxville for capital outlay.

AND FURTHER AMEND by designating the original language in Section 43 as Item 1. and by adding the following new item at the end of the section:

Item . In addition to any funds appropriated in Section 1 of this act, there is appropriated the sum of one hundred forty-eight thousand three hundred dollars (\$148,300) to the Department of Correction for the purpose of upgrading salaries of the employees of such department. This appropriation shall be in addition to any general salary increase provided for state employees under the provisions of this act and is subject to the approval of the Commissioner of Correction, Commissioner of Finance and Administration, and the Attorney General.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the funds appropriated to the Department of Education, the Commissioner of Education is directed to study the feasibility of establishing a self-contained unit for multiply handicapped deaf students at the Tennessee School for the Deaf and to present the study and plan to the State Building Commission.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the funds available to the Building Commission, there is allocated a sum sufficient to such commission to conduct a study of the feasibility of installing an additional elevator, a stairway, or both, to provide access to the War Memorial Building from the north end of the Legislative Plaza.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . With the approval of the Funding Board, the Comptroller of the Treasury, from funds available to that office, is authorized to conduct a study of the feasibility of issuing revenue bonds rather than general obligation bonds to build a lodge, restaurant and conference center at Norris Dam State Park. Such study may include the feasibility of revenue bond financing for all state parks. The Comptroller is authorized to contract with a private individual or entity to assist in the study.

AND FURTHER AMEND by designating the original language in Section 43 as Item 1. and by adding the following new item at the end of the section:

Item . In addition to any funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to the County Technical Assistance Service in the Institute of Public Service at the University of Tennessee for the sole purpose of contracting with the Hartsville Project Coordination Committee to develop and implement a program to alleviate problems in the five (5) counties affected by construction of the Hartsville Nuclear Plant. This appropriation is subject to the approval of the Commissioner of Finance and Administration and the University of Tennessee Board of Trustees.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the appropriations made to the Obion Forked Deer Drainage District, there is hereby earmarked the sum of seventy-five thousand dollars (\$75,000) to the Dyer County Levee and Drainage District for the purpose of acquiring additional rights-of-way and maintaining rights-of-way of the district. Necessary attorneys' fees for the cost of acquiring rights-of-way may be paid out of this appropriation.

AND FURTHER AMEND by adding the following new item to Section 11 to be appropriately numbered:

Item . From available federal funds, the Department of Transportation is hereby directed to study and plan for a bridge across the Tennessee River to connect the Pellissippi Parkway (State Highway 162) and the Alcoa Highway (US Route 129). This allocation is subject to the approval of the Commissioner of Transportation and the Commissioner of Finance and Administration.

AND FURTHER AMEND by designating the original language in Section 43 as Item 1 and by adding the following new item at the end of the section:

Item . In addition to any funds appropriated by the provisions of this act, there is appropriated the sum of five thousand dollars (\$5,000) to the Tennessee Association of Rescue Squads.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . Notwithstanding any provisions of law to the contrary, any funds to a maximum of six hundred fifty thousand dollars (\$650,000) appropriated to the Department of Conservation pursuant to Section 50 of Chapter 458 of the Public Acts of 1977 for fiscal year 1977-78, plus any funds to a maximum of one hundred thousand dollars (\$100,000) in bond proceeds allocated for development of Mousetail Landing pursuant to Section 4 of

Chapter 433 of the Public Acts of 1977, shall not revert to the General Fund but shall be carried over by the Department of Conservation and expended for development and improvement of Mousetail Landing State Park.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . From the funds on hand or received by the State Treasurer under the provisions of Senate Bill 1628 and House Bill 1633, there is appropriated the sum of forty-seven thousand seven hundred twenty-three dollars (\$47,723) for the purpose of administering the provisions of Senate Bill 1628 and House Bill 1633, and a sum not to exceed one hundred fifty thousand dollars (\$150,000) to be placed in a trust account to pay claims received and honored by the State Treasurer and to pay costs of advertising, mailing, sales, and delivery expenses.

AND FURTHER AMEND by adding the following item at the end of Section 11:

Item . From the appropriation made to the University of Tennessee Agriculture Extension Service, there shall be paid to each extension leader, extension agent, associate extension agent, and assistant extension agent and to each secretary to such leader or agents, a salary adjustment in accordance with a pay policy plan developed by the University of Tennessee and subject to approval by the Commissioner of Finance and Administration and the Finance, Ways and Means Committees of the Senate and the House; provided, however, that such salary adjustment shall not exceed the total salary which would be granted by the general salary increase plan for state employees provided in this act for the 1978-79 fiscal year.

AND FURTHER AMEND by designating the original language of Section 36 as Item 1. and inserting the following new item to be appropriately numbered:

Item . There is appropriated a sum sufficient not to exceed \$40,000 for the purpose of compensating and supporting Mrs. Beverly Dunnivant, widow of Captain John L. Dunnivant who was killed in a helicopter crash while participating in a search and rescue mission. The Board of Claims is authorized and empowered to receive and hear such claim, to adjudicate the merits thereof, and to make an appropriate award of damages within the above mentioned limits. The Board of Claims may employ Workmen's Compensation death benefit guidelines in order to determine the amount to be awarded.

AND FURTHER AMEND to add a new section to read:

SECTION . BE IT FURTHER ENACTED, That:

Item 1. Subject to the approval of the State Building Commission, the funds appropriated in Section 1, Title III-23, Item 4 of this act and in Chapter 771, Public Acts of 1978 (Senate Bill 1715 - House Bill 1719), for capital outlay purposes for the Department of Correction, are hereby made available to fund projects other than those presented in the State of Tennessee's 1978-79 Budget Document for the Department of Correction. Any projects funded under this authority will be to meet emergency needs of the Department of Correction as determined by the State Building Commission.

Item 2. Subject to the approval of the Commissioner of Finance and Administration, the State Building Commission and the State and Local Government Committee of the

House and Senate, the Commissioner of Correction may recommend that the funds appropriated in Section 1, Title III-23, Item 4 of this act be made available for current operations in lieu of the capital outlay projects presented in the State of Tennessee's 1978-79 Budget Document. The Commissioner of Finance and Administration is authorized to allot any funds approved under this item to the General Fund.

AND FURTHER AMEND by adding the following language at the end of Section 45 of the original bill:

From the appropriation to the University of Tennessee in this section, the following sums shall be allocated for the following purposes:

Insulation of Utility Return Lines at the University of Tennessee at Knoxville.....	\$ 80,000
Renovation for the handicapped at the University of Tennessee at Knoxville.....	350,000
Replacement of Greenhouse at the University of Tennessee at Knoxville	110,000
Renovation of Hesler Biology Building at the University of Tennessee at Knoxville	650,000
Correction of building code deficiencies at the University of Tennessee at Nashville	162,000
Renovation of Pathology Building at the University of Tennessee Center for the Health Sciences (Phase I)	650,000
Renovation of Animal Care Facilities at the University of Tennessee Center for Health Sciences	80,000
Roof replacement - Knoxville Clinical Education Center for the University of Tennessee Center for Health Sciences	30,000

AND FURTHER AMEND by adding the following language at the end of Section 45:

From the appropriation to the State Board of Regents in this section, the following sums shall be allocated for the following purposes:

Renovation of McReynolds Building at Austin Peay State University	150,000
Renovation of Seigler Building at Austin Peay State University	195,000
Renovation of Browning Building at Austin Peay State University	150,000
Electrical Distribution System at Austin Peay State University	350,000
Campus Redevelopment at Austin Peay State University	200,000
Fire Safety Compliance at East Tennessee State University	200,000
Safety Requirements — OSHA for Middle Tennessee State University	25,000

Renovation of Natatorium Facility at Middle Tennessee State University.....	165,000
Alterations to the existing boiler at Tennessee State University.....	150,000
Renovation of Home Economics Building at Tennessee State University.....	25,000
Underground Utilities at Tennessee State University.....	300,000
Renovation of Chemistry Building at Tennessee State University.....	68,000
Renovation of University Center at Tennessee Tech University.....	86,000
Renovation of Industrial Technical Building at Tennessee Tech University.....	198,000
Building Waterproofing at Tennessee Tech University ...	88,000
Drain Renovations at Tennessee Tech University.....	21,000
Roof Repairs at Chattanooga State Technical Community College.....	100,000
Roof Repairs at Columbia State Community College	18,000
Building Modifications for Energy Conservation at Jackson State Community College.....	40,000
Gym heating and cooling renovations at Roane State Community College.....	25,000
Technical building insulation at Walter State Community College.....	25,000

If the sums allocated for specific purposes in this section exceed the amount actually needed for such purposes, the Building Commission shall determine the manner of expending such excess amounts, but such excess amounts shall be expended at the institution for which the funds were originally allocated.

AND FURTHER AMEND in Section 45 of the original bill by adding the following paragraph at the end thereof:

In the event that any higher education institution proposes to expend more or less operating dollars in fiscal year 1978-79 for operation and maintenance of physical plant than was included within the higher education appropriations formula for that purpose, said institution shall report such proposed action and reasons for said action to the Higher Education Commission. The Higher Education Commission shall then forward information and commentaries regarding such action to the first session of the Ninety-First General Assembly.

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . That the Tennessee Higher Education Commission, as a part of its master planning activity, conduct a feasibility study for the location of a classroom facility for the

Oak Ridge Extension Center of Roane State Community College and that the results of said study be presented to the first session of the Ninety-first General Assembly.

AND FURTHER AMEND by inserting the following new section immediately following Section 51 and by renumbering the subsequent sections accordingly:

Section . As soon as practicable after the passage of this act, the executive secretary of the Tennessee Code Commission, with the approval of such commission, shall initiate a competitive bidding process for the contract to publish Tennessee Code Annotated, and supplements and replacement volumes thereto, as soon as legally binding present contract obligations are fulfilled.

AND FURTHER AMEND by designating the existing language of Section 36 as Item 1 and by adding a new item as follows:

Item . There is hereby appropriated the sum of six thousand two hundred sixty-five dollars and eighty seven cents (\$6,265.87) to reimburse the Consolidated Retirement System for erroneous payments made to Vesta Roberson of Hamilton County between July of 1972 and November of 1977. It is intended that this appropriation shall release Mrs. Roberson from any liability for these overpayments since she twice informed the system of the error, when it was first made and one (1) year later, was told if any mistake had been made it would be promptly corrected, and was then paid the erroneous amount for over five (5) years after notice had been given. While erroneous payments received through fraud or deceit should be repaid by the benefiting party, payments made over a lengthy period due to official negligence should be borne by the system and this appropriation is intended to accomplish this.

AND FURTHER AMEND by designating the original language in Section 43 as Item 1, and by adding the following new item at the end of the section:

Item . From the funds appropriated in this act to the Tennessee Historical Commission, there is hereby earmarked the sum of two thousand five hundred dollars (\$2,500) to the Beck Cultural Exchange Center in Knoxville, Tennessee, for the purpose of maintaining a library of the papers of the Honorable William Henry Hastie, the first black judge to serve on the United States Circuit Court.

AND FURTHER AMEND by adding an additional item to Section 17 as follows:

"Item . In addition to any other appropriation made in this act, there is hereby appropriated seven thousand two hundred dollars (\$7,200) for the purposes of funding one additional secretary, two additional full-time investigators, one garnishment clerk and one assistant URESA initiating clerk for the District Attorney General of the Tenth Judicial Circuit."

AND FURTHER AMEND by adding the following new item at the end of Section 11:

Item . Out of capital funds appropriated by this act to the Department of Correction, an amount not exceeding one hundred and twenty-five thousand dollars (\$125,000) shall be expended for the purchase of x-ray equipment for use in the main prison hospital. This allocation and expenditure is subject to the approval of the State Building Commission and the Commissioner of Finance and Administration, after a determination has been made that no similar state equipment is available for transfer.

AND FURTHER AMEND Section 11 to add a new item to read:

Item . That it is the legislative intent to appropriate the proceeds of federal revenue sharing payments and the interest income earned on the payments for the benefit of the Tennessee Consolidated Retirement System; therefore, the appropriation for Retirement Accumulation Fund in Section 1, Title III-9, Item 2.3a., is hereby appropriated from federal revenue sharing funds in the amount of \$41,300,000.

AND FURTHER AMEND Section 10, Item 2, by inserting in the first paragraph after "Tennessee Reports," the following:

"Tennessee Court of Appeals Reports,"

AND FURTHER AMEND Section 14, by deleting from the first sentence of the first paragraph, the following:

"including District Attorneys General and Reporter,"

and substituting in lieu thereof the following:

"including the Attorney General and Reporter and District Attorneys General,"

AND FURTHER AMEND in Section 1, Title III (9) (2.1) by deleting the words "Minimum Foundation School Program" wherever they appear and by substituting instead the words "State Foundation Program."

AND FURTHER AMEND in Section 37 by deleting the words "Minimum School Program" in the first sentence of the section and by substituting instead the words "State Foundation Program."

AND FURTHER AMEND by adding an item to the appropriate section and to read as follows:

Item . The Commissioner of Finance and Administration is hereby authorized to establish a special contingency account of one hundred forty one thousand dollars (\$141,000) in order to pay any attorneys' fees and costs, up to the stated amount, which the State or any of its officials or agents in their official capacities may be ordered to pay in any final order, judgment or decree in any civil rights case in any court during the fiscal year 1978-79.

AND FURTHER AMEND by adding an item to Section 49 and to read as follows:

Item . In addition to any other funds appropriated in Section 1, Title III-7, Department of Correction, an amount not to exceed \$500,000 which was appropriated under Section 16, Item 15 of the Public Chapter 458 of 1977, may be used to fund the activities of the Department of Correction; provided, however, that the sum of \$69,600 is earmarked to implement the provisions of Chapter _____, Public Acts of 1978 (Senate Bill 1779 - House Bill 2009). This appropriation is subject to approval by the Commissioner of Finance and Administration.

AND FURTHER AMEND by deleting from Section 1, Title III-10, Item 1.2 relating to the Student Assistance Corporation the following:

"1.2 Student Assistance Corporation

\$3,886,800.00"

and by substituting in lieu thereof the following:

"1.2 Student Assistance Corporation

\$4,186,800.00"

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . The additional funds appropriated to the Student Assistance Corporation in fiscal year 1978-79 are to be used for making awards under the Tennessee Student Assistance Program.

AND FURTHER AMEND by adding a new item to the appropriate section and to read as follows:

Item . From the funds appropriated to the Department of Human Services in Section 1, Title III-17, there is earmarked fifty thousand dollars (\$50,000) for the purpose of implementing Senate Bill 2070/House Bill 2017 which will provide medical care, treatment and protection of infants born alive in the course of abortion. These funds earmarked herein are subject to Senate Bill 2070/House Bill 2017 becoming a law and also the approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND by deleting the word "Ninetieth" from item (2) in Section 29 and by substituting instead the word "Ninety-first";

AND FURTHER AMEND by deleting the words "the Comptroller of the Treasury" in the first sentence in the second paragraph in Item (10) in Section 29 and by substituting instead the words "Legislative Administration";

AND FURTHER AMEND by deleting the word "Ninetieth" in the first sentence in the second paragraph in Item 10 in Section 29 and by substituting instead the word "Ninety-first";

AND FURTHER AMEND by deleting the words "Comptroller of the Treasury" in the second sentence in the second paragraph in Item 10 in Section 29 and by substituting instead the words "Director of the Office of Legislative Administration";

AND FURTHER AMEND by deleting the words "Comptroller of the Treasury" in the third sentence of the last paragraph of Section 30 and by substituting instead the words "Director of the Office of Legislative Administration".

AND FURTHER AMEND by designating the original language in Section 43 as Item 1 and by adding the following new item at the end of the section:

Item . Notwithstanding any provision of the law to the contrary, there is appropriated a sum sufficient not to exceed seven thousand five hundred dollars (\$7,500) to Mrs. Patricia Brackett, Rt. 2, Box 426, Dayton, Tennessee 37321 for compensation for the death of her daughter, Brenda Lee Brackett, who died at the Tennessee School for the Blind. This appropriation shall be subject to approval of the Board of Claims.

AND FURTHER AMEND Section 49 to add a new item to read:

Item . That funds in the amount of \$55,000 which were appropriated for capital outlay for benefit of the Department of Education in Chapter 458, Public Acts of 1977 (Section 1, Title III-23, Item 4), are hereby reappropriated for major maintenance and equipment at the Alvin C. York Institute. This appropriation is subject to approval by the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding a new section to be appropriately numbered and to read as follows:

SECTION . BE IT FURTHER ENACTED, THAT:

Item 1. No funds appropriated in this act may be expended after December 1, 1978, for staff attorneys and supporting staff in the various agencies of state government until a plan is submitted by the Commissioner of Finance and Administration and the Attorney General to the Finance, Ways and Means Committees of the Senate and House, which shall detail proposed expenditures for staff attorneys and supporting staff, including any positions to be abolished and expenditures to be reduced. Attorneys and supporting staff of the Attorney General's Office, the Office of Legal Services for the General Assembly, and the judicial branch of state government are excluded from the provisions of this item.

Item 2. No funds appropriated in this act may be expended after December 1, 1978, for public relations and public information staff and supporting staff in the various agencies of state government, until a plan is submitted by the Commissioner of Finance and Administration and the Commissioner of Personnel to the Finance, Ways and Means Committees of the Senate and House, which shall detail proposed expenditures for public relations and public information staff, including any positions to be abolished and expenditures to be reduced.

Item 3. The Commissioner of Finance and Administration and the Commissioner of General Services shall develop and adopt a motor vehicle assignment policy which shall be reported to the Finance, Ways and Means Committees of the House and Senate by September 1, 1978. The head of each state department and agency, and each higher education system shall report, in a manner prescribed by the Commissioner of Finance and Administration and the Commissioner of General Services, prior to December 1, 1978, on the assignment of motor vehicles, indicating how those assignments comply with the assignment policy. Said report shall be submitted to the Finance, Ways and Means Committees of the House and Senate by December 1, 1978.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered to read as follows:

Item . Notwithstanding any other provision of the law to the contrary, in addition to any other appropriation made in this act, there is hereby appropriated the sum of five thousand dollars (\$5,000) for the sole purpose of increasing the appropriation to the Upper Duck River Development Agency. This appropriation is subject to the approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding the following new item to the appropriate section:

Item . Notwithstanding any provision of law to the contrary, there is allocated the sum of one thousand dollars (\$1,000) for the purpose of compensating Ronnie Ellis of

Monroe County for the loss of his vehicle by the Tennessee Bureau of Investigation and the District Attorney General of the 24th judicial district. This appropriation is subject to the approval of the Attorney General and Reporter and the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding a new section to read:

SECTION . BE IT FURTHER ENACTED, That the Commissioner of Public Health, the Commissioner of Finance and Administration and the State Comptroller shall review the monthly expenditures made under the appropriations for the Medicaid program in Section 1, Title III-16 of this act; and subject to the availability of funds, they are authorized to develop a plan to reimburse intermediate care facility (ICF) nursing homes at the fiftieth percentile of beds, or greater. The percentile for skilled nursing facilities shall be determined in the same manner as the percentile for intermediate care facilities. Any said plan is subject to approval by the Joint Finance, Ways and Means Committee.

AND FURTHER AMEND by adding the following language after the last paragraph in Section 7 to read as follows:

Except as otherwise provided by law and within the appropriations made in this act, state employees shall be granted pay raises in accordance with the following requirements and/or limitations:

- (a) As of July 1, 1978, all salary steps in the Tennessee Basic Compensation Plan shall be raised a minimum of two and one-half percent (2½%) and each employee paid on those steps shall be similarly adjusted, and the Tennessee Executive Grade Compensation Plan and the Tennessee Physician and Dentist Compensation Plan shall be raised a minimum of one and one-half percent (1½%) and each employee paid on those steps shall be similarly adjusted.

As of July 1, 1978, each employee of record as of June 30, 1978, shall be eligible for a one step salary increase provided, however, that the employee has served at least six months at his June 30, 1978 rate of pay. Each employee who has not served six months at the June 30, 1978 rate of pay shall be eligible for a one step salary increase on the first of the month next following the completion of six months of service at the June 30, 1978 pay rate.

Each employee earning less than \$8,000 per year as of June 30, 1978, shall be given a one step salary increase when eligible, and each employee earning \$8,000 per year or more as of June 30, 1978, shall be considered for a one step salary increase when eligible, provided that if such increase is denied, a statement from the appointing authority denying such increase shall be submitted to the Commissioner of Personnel and the affected employee, detailing the circumstances surrounding the denial.

- (b) Salary increases for employees of the technical institutes, community colleges and universities shall be subject to the following limitations: (1) Each employee earning less than \$8,000 per year shall receive an increase of not less than seven and one-half percent (7½%) and (2) The average increase for employees earning more than \$22,000 per year shall not exceed six and one-half percent (6½%).

- (c) Except for any appropriations provided in this act for upgrading salaries, state employee pay raises shall not exceed seven and one-half percent (7½%) of the salary wage expense for 1978-79. For purposes of this limitation, the term "pay raise" shall not include bona fide employee promotions; provided, however, that such pay raises may exceed seven and one-half percent (7½%) to the extent that additional funds are generated within a department or agency by abolishing vacant and funded positions, subject to review and approval of the Commissioner of Finance and Administration and the Chairmen of the Senate and House Finance, Ways and Means Committees.
- (d) The Department of Personnel and the Department of Finance and Administration shall report monthly to the Senate and House Finance, Ways and Means Committees and the Fiscal Review Committee on bona fide employee promotions, showing clearly by department the names and titles of employees promoted and the increases in pay as a result of such promotions.
- (e) The Commissioner of Finance and Administration and the Commissioner of Personnel are authorized to develop a plan to transfer any funds appropriated in Section 1 of this act for salaries and benefits to provide for an equitable distribution of salary raise funds among the agencies of state government. Said plan is subject to approval by the Joint Finance, Ways and Means Committee.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered to read as follows:

Item . For the fiscal year beginning July 1, 1978, in addition to any other appropriation made in this act, there is hereby appropriated the sum of five hundred thousand dollars (\$500,000) to the Department of Education for the sole purpose of purchasing equipment and books for the Regional Libraries. This appropriation is subject to the approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . In addition to any other appropriation made in this act, there is hereby appropriated to the Department of Correction an amount not to exceed one hundred thousand dollars (\$100,000) to pay for emergency medical costs of state prisoners. This appropriation is subject to the approval of the Commissioner of Finance and Administration and the Commissioner of Correction.

AND FURTHER AMEND by adding the following items to the appropriate section to be appropriately numbered and to read as follows:

Item . There is hereby appropriated a sum sufficient, not to exceed \$193,000, to address salary inequities at Knoxville, Memphis, Nashville, and Tri-Cities Technical Institutes. The amount and distribution of said funds shall be determined by the Commissioner of Finance and Administration after receiving recommendations from the Tennessee Higher Education Commission. Any funds not expended under this section shall revert to the General Fund.

Item . In addition to any other appropriation made in this act, there is hereby appropriated an amount of one hundred thousand dollars (\$100,000) to the Knoxville State Technical Institute. This appropriation is subject to the approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . In addition to any other appropriation made in this act, there is hereby appropriated a sum sufficient, not to exceed \$74,000, to be refunded to Vanderbilt University, representing the transfer tax paid by Vanderbilt University on a security instrument which a 1977 act intended to prohibit.

AND FURTHER AMEND by adding the following items to the appropriate section to be appropriately numbered and to read as follows:

Item . From the appropriations made to the Tennessee Wildlife Resources Agency by the provisions of this act, there is allocated the sum of sixty thousand dollars (\$60,000) for a boat ramp on the Forked Deer River in Lauderdale County, subject to the approval of the Wildlife Resources Agency.

Item . From the appropriations made in Title III-6 of Section 1 to the Wildlife Resources Agency and/or the Boating Safety Act, there is hereby earmarked an amount of \$30,000 for the construction of a boat ramp on the Cumberland River near Cockrill Bend, if such earmarked funds can be used to match federal funds. This allocation is subject to the approval of the Wildlife Resources Agency.

AND FURTHER AMEND by adding a new section as follows:

Section . No funds appropriated herein shall be used for abortions or terminations of pregnancy except (1) where a physician who does not perform abortions has certified in writing that the life of the mother would be endangered if the fetus should be carried to term, or (2) where some law enforcement or health authority other than one who performs abortions certifies (a) that the woman within the previous 60 days was the victim of rape or incest, and (b) the identity of the law enforcement agency to which the woman reported the incident of rape or incest, or (3) where two physicians who do not perform abortions certify that severe and probably permanent damage to the woman's physical health would occur if the fetus should be carried to term.

AND FURTHER AMEND by adding a new item to the appropriate section to be appropriately numbered and to read as follows:

Item . From the appropriations made to the Tennessee Commission on Aging for staffing or construction of senior citizens' centers, state funds appropriated herein may be used to match federal dollars granted for staffing or construction of senior citizens' centers.

AND FURTHER AMEND by adding the following items to the appropriate section to be appropriately numbered and to read as follows:

Item . In addition to any other appropriation made in this act, there is hereby appropriated an amount not to exceed \$20,000 to the Department of State for the purpose of implementing Public Chapter 846 (Tennessee Obscenity Act of 1978).

Item . In addition to any other appropriation made in this act, there is hereby appropriated an amount not to exceed \$50,000 to the Department of Finance and Administration, pursuant to Tennessee Code Annotated 2-913, for the purpose of financing voting machines for the several counties.

AND FURTHER AMEND by adding an item to the appropriate section to be appropriately numbered and to read as follows:

Item . Any funds expended from appropriations made in this act to the Department of Education for community education must be approved as an expansion request by the Finance, Ways and Means Committees of the Senate and House.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . Notwithstanding the fact that the appropriation items and amounts set forth in Section 1. of this act reflect funding in excess of \$11,000,000, by state revenue, of at least 1,150 new positions and related expenses, it is the legislative intent that no more than 1,050 of such new positions be filled during 1978-79. Before July 1, 1978, the Commissioner of the Department of Finance and Administration is directed to present a plan to the Finance, Ways and Means Committees of the Senate and House for approval, reflecting no more than the 1,050 positions authorized by this item, and is further directed to reduce affected appropriation items by a sum total of at least \$1,000,000, based upon the plan actually approved by the Committees.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . It is the legislative intent to recognize an over-appropriation of \$15,000,000, which provision balances the recurring appropriation requirements with estimated revenues for fiscal year 1978-79.

AND FURTHER AMEND by deleting from Section 51 the figures "\$24,000,000.00" and by substituting in lieu thereof the figures "\$21,000,000.00".

AND FURTHER AMEND by deleting from Section 45 the following item:

"1. State Building Commission \$1,000,000.00"

and by renumbering the subsequent items and by changing the total accordingly.

AND FURTHER AMEND by deleting from Section 13 the figures "\$1,500,000.00" and by substituting in lieu thereof the figures "\$1,000,000.00".

AND FURTHER AMEND by adding an item to Section 49 to read as follows:

Item . That any funds appropriated for major maintenance and armories maintenance under the provisions of Chapter 458, Public Acts of 1977, shall not revert to the General Fund but shall remain available to the respective departments until expended.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . In addition to any other appropriation made in this act, there is hereby appropriated an amount not to exceed nine hundred thousand dollars (\$900,000) for the purpose of expanding the Tax Rebate Program to provide payments to elderly and disabled homeowners on the first \$6,000 of property value.

AND FURTHER AMEND by deleting Section 50 of the original bill in its entirety and by substituting in lieu thereof the following:

SECTION 50. BE IT FURTHER ENACTED, That to the extent state General Fund revenues exceed state General Fund requirements for fiscal year ending June 30, 1978, there is hereby appropriated the following amounts for the following purposes in the following order:

Item 1. There is hereby appropriated an amount of \$10,000,000, of which \$6,438,000 is appropriated to the 95 county governments for the purpose of improving county road systems and \$3,562,000 is appropriated to incorporated municipal governments for the purpose of improving city streets and city transportation systems. The appropriation to county governments shall be distributed to each of the 95 counties as follows: fifty percent (50%) on the basis of population, as determined by the 1970 federal census of population, and fifty percent (50%) on the basis of the number of miles of paved roads. The appropriation to incorporated municipalities shall be distributed to each of the incorporated municipalities on the basis of population, as determined by the 1970 federal census of population or any subsequent census. Payments shall be made to the counties and cities no later than September 1, 1978.

In the event funds of between \$500,000 and \$10,000,000 are available to distribute to cities and counties under this item, county governments shall receive 64.38% of such amount and city governments shall receive 35.62% of such amount. In the event an amount of less than \$500,000 is available for this item, no distribution shall be made to cities and counties.

Item 2. There is hereby appropriated to the University of Tennessee an amount not to exceed \$1,100,000.00 for the purpose of increasing to 7.65 percent the employer contribution to the Tennessee Consolidated Retirement System; and there is hereby further appropriated in the fiscal year 1978-79 an amount not to exceed \$1,200,000.00 for the same purpose. This appropriation is subject to approval by the State Treasurer and the Commissioner of Finance and Administration who are authorized to transfer any funds appropriated under this item to the organizational unit or program benefiting from paid appropriations.

Item 3. There is hereby appropriated to the University of Tennessee an amount not to exceed \$8,000,000.00 for the purpose of funding the minimum retirement benefit guarantee of the optional TIAA-CREF retirement program on an actuarially sound basis; and there is hereby further appropriated in the fiscal year 1978-79 an amount not to exceed \$8,600,000.00 for the same purpose. This appropriation is subject to approval by the State Treasurer and the Commissioner of Finance and Administration who are authorized to transfer any funds appropriated under this item to the organizational unit or program benefiting from said appropriations.

Item 4. To the extent General Fund revenues exceed General Fund expenditures for fiscal year ending June 30, 1978, after considering Items 1, 2, and 3 above, an amount equal to thirty percent (30%) of such excess shall be used to cancel bonds which have been authorized but not yet issued.

Item 5. There is hereby appropriated to the Department of Transportation the sum of \$950,000 for the construction of a bridge across the French Broad River in Sevier County below Douglas Dam.

Item 6. There is hereby appropriated an amount not to exceed \$2,000,000.00 for Civil Defense - Disaster Relief Grants. This appropriation is subject to approval by the Commissioner of Finance and Administration who is authorized to establish a reserve account from which this appropriation shall be paid. The appropriation shall not revert on June 30, 1978, and the funds shall be carried forward into the next fiscal year.

Item 7. It is the legislative intent that the Revenue Fluctuation Reserve be established in an amount that is approximately two percent (2%) of estimated state revenue to be collected in the General Fund in fiscal year 1978-79.

AND FURTHER AMEND by adding to the appropriate section an item to be appropriately numbered and to read as follows:

Item . In addition to any other appropriation made in this act, there is hereby appropriated an amount of two million dollars (\$2,000,000) for 1978-79 only, to the Tennessee Consolidated Retirement System for the purpose of paying a cost-of-living allowance to retirees in accordance with the provisions of Chapter 904 of the Public Acts of 1978 (House Bill 395/Senate Bill 344).

Respectfully submitted,

FOR THE SENATE:

DOUGLAS HENRY, JR.
LEONARD C. DUNAVANT
RAY R. BAIRD
WILLIAM D. BAIRD
JOHN N. FORD
TOM J. GARLAND
MILTON H. HAMILTON, JR.
JAMES E. SULLIVAN

FOR THE HOUSE:

JOHN T. BRAGG
SHELBY A. RHINEHART
RILEY C. DARNELL
JOE L. BEWLEY
TOMMY BURKS
S. THOMAS BURNETT
DAVID Y. COPELAND
TOM L. JENSEN

Mr. Burnett (Fentress) moved that the Report of the Conference Committee on House Bill No. 1668 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	89
Noes.....	9

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Smith, Spence, Stallings, Starnes, Steinhauer, Tanner, Turner, Wallace, Watson, Webb, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 89.

Representatives voting no were: Ashford, Gill, Martin, Moore, Pickering, Small, Stafford, Sterling and Williams — 9.

A motion to reconsider was tabled.

Mr. Pickering asked to be recorded as changing his vote from "no" to "aye" on the adoption of the Conference Committee Report on House Bill No. 1668.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

32 — To amend Sections 67-645 and 67-646, Code.

The Senate refused to recede from its action in adopting Senate Amendment No. 2.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Blackburn moved that the House refuse to recede from its action in nonconcurring in Senate Amendment No. 2 to House Bill No. 32, which motion prevailed.

Mr. Blackburn moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate to resolve the differences of the House and Senate on House Bill No. 32, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Byrd, Burks and Murray (Franklin) as the House Conference Committee on House Bill No. 32.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1965

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill 1965 (SB 2120) have met and recommend that House amendment 1 and Senate amendments 2 and 3 be adopted.

The committee recommends that Senate amendment 1 as amended be deleted.

The committee further recommends that the following amendment to House Bill 1965 (SB 2120) be adopted:

AMEND by inserting the following sentence immediately preceding the first complete sentence in the amendatory language in Section 1:

Provided, however, that such contribution may only be made if such corporation is located in a county in which the candidate's district or part thereof lies or located in the state if the candidate is running for statewide office.

AND FURTHER AMEND by adding at the end of the amendatory language of Section 1, the following:

The total of such contributions by officers or representatives of any one (1) corporation, including related corporations, shall not exceed one hundred dollars (\$100) from corporate funds to any one (1) candidate in an election. For purposes of this section, "related corporations" means corporations or business associations which stand in a parent or subsidiary relationship to the contributing corporation in a degree of equity ownership in excess of fifty percent (50%).

FOR THE HOUSE

CHARLIE R. ASHFORD
S. T. BURNETT
JIMMY NAIFEH

FOR THE SENATE

BEN ATCHLEY
BEN W. HOOPER II

Mr. Ashford moved that the Report of the Conference Committee on House Bill No. 1965 be adopted and made the action of the House, which motion failed by the following vote:

Ayes.....	44
Noes.....	41
Present and not voting	6

Representatives voting aye were: Ashford, Atchley, Bewley, Bishop, Bissell, Bragg, Burks, Burleson, Carter, Chiles, Copeland, Davis, DeBerry, DePriest, Elkins, Ford (Cocke), Ford (Shelby), Gill, Good, Hall, Henry, Hurley, Jensen, King, McAfee, Miller, Moore, Naifeh, Nolan, Rhinehart, Richards, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Sterling, Wallace, Williams, Wolfe and Wood — 44.

Representatives voting no were: Bell, Blackburn, Buck, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Cawood, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Ellis, Fleming, Fuqua, Gaia, Hillis, Hood, Kernell, Lashlee, Ledford, Longley, Martin, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Ozment, Phillips, Pickering, Robinson (Davidson), Stafford, Stallings, Steinhauer, Watson, Webb, Withers, Work, Yelton and Young — 41.

Representatives present and not voting were: Dixon, Johnson, Richardson, Starnes, Tanner and Mr. Speaker McWherter — 6.

Mr. Hurley asked to be recorded as changing his vote from "aye" to "no" on the adoption of the Conference Committee Report on House Bill No. 1965.

The Speaker directed the Conference Committee on House Bill No. 1965 to again meet to prepare a Conference Committee Report for the Consideration of the House.

LOCAL HOUSE BILL ON THIRD READING

House Bill No. 2145 — To amend Shelby County Restructure Act.

Mr. Gill moved that House Bill No. 2145 be passed on third and final reading, which motion prevailed by the following vote:

Ayes.....	93
Noes.....	0

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Cawood, Chiles, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Lashlee, Ledford, Longley, Love, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 93.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

2200 — To create system, statewide special schools.

Senator Hamilton moved to take from the table a motion to reconsider on Senate Bill No. 2200, which motion prevailed.

Senator Hamilton moved that the Senate reconsider its action in adopting Conference Committee Report No. 1.

Senator Hamilton moved to withdraw Conference Committee Report No. 1, which motion prevailed.

Senator Hamilton submitted Conference Committee Report No. 2, and moved for adoption.

Conference Committee Report No. 2 was adopted.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF CONFERENCE COMMITTEE NO. 1 ON SENATE BILL NO. 2200

Senate Bill No. 2200 — To create system, statewide special schools.

Mr. Lashlee moved that the motion to reconsider Conference Committee Report No. 1 on Senate Bill No. 2200 be lifted from the table, which motion prevailed.

Mr. Lashlee moved that the House reconsider its action in adopting Conference Committee Report No. 1 on Senate Bill No. 2200, which motion prevailed.

Mr. Lashlee moved that the House reconsider its action in adopting Conference Committee Report No. 1, which motion prevailed.

Mr. Lashlee moved that Conference Committee Report No. 1 be withdrawn, which motion prevailed.

CONFERENCE COMMITTEE REPORT NO. 2 ON SENATE BILL 2200

MR. SPEAKER:

Your conference committee on Senate Bill 2200 (HB 2425) submits the following report on said bill and recommends it for adoption by the House and Senate.

Amend the bill as follows:

By deleting all previous amendments, the previous Conference Committee report, and all language of Sections 1 through 8 of the bill as introduced, and by substituting instead the following:

SECTION 1. Section 49-2610, T.C.A., is amended by adding the following sentence at the end of the first paragraph:

The administrative unit for the area vocational-technical schools shall be within the division of vocational-technical education of the department of education.

SECTION 2. Section 8-3102, T.C.A., is amended by adding the following section thereto:

(g) To process for payroll entry only the personnel records of the state special schools and the area vocational-technical schools; but employment of personnel and salaries at the said schools shall be under the exclusive determination of the state board of education.

SECTION 3. Section 12-336, T.C.A., is amended by adding the following paragraph thereto:

The Special Schools (Alvin C. York Agricultural Institute, Tennessee School for the Blind, Tennessee School for the Deaf and Tennessee Preparatory School) and the Area Vocational-Technical Schools are exempt from the requirements of this chapter for purchases of one thousand dollars (\$1,000) or less, but shall be subject to the requirements of this chapter for purchases exceeding one thousand dollars (\$1,000). Purchases made within this exemption shall be governed by the rules and regulations adopted by the department of education and approved by the board of standards.

SECTION 4. Title 49, Chapter 1, Tennessee Code Annotated is amended by adding the following new paragraphs:

The State Board of Education shall have complete authority to modify the budget within a given year's appropriation, and shall notify the department of finance and administration for accounting purposes.

The State Board of Education is hereby authorized to carry over a maximum of ten per cent (10%) of the total appropriated funds for operation of the State Special Schools System; this shall not in any way affect the next year's appropriation. The State Board of Education is authorized to utilize a part of this budget for the purpose of securing and utilizing federal grants.

SECTION 5. This act shall take effect on becoming a law, the public welfare requiring it.

BILL JIM DAVIS
JOHN FORD
MILTON H. HAMILTON, JR.

FRANK P. LASHLEE
ELBERT GILL
WALTER M. WORK

Mr. Lashlee moved that the Report No. 2 of the Conference Committee on Senate Bill No. 2200 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	94
Noes.....	0

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 94.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

567 — Relative to memory, William Bryan Bishop; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.

327 — Relative to amending Constitution, taxation of personal property.

The resolution has passed three readings in the Senate by a roll call vote in accordance with Article XI, Section 3, Constitution of the State of Tennessee.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

2133 — To amend Section 40-2904, Code; substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

2148 — To amend Section 8-2513, Code; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Davis moved that the rules be suspended for the immediate consideration of House Bill No. 2148, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2148 — To amend Section 8-2513, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2148 by deleting the amendatory language in section 1 and by substituting instead the following:

Except in counties having a population of not less than 276,000 nor more than 277,000 according to the 1970 federal census of population or any subsequent federal census of population, the provisions of this section and section 8-2512 shall not apply to expense allowances when the General Assembly provides an expense allowance of a fixed and definite amount for a definite period of time.

Mr. Davis moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.....	89
Noes.....	0

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Good, Hall, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lanier, Ledford, Longley, Love, McAfee, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 89.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 564 out of order, which motion prevailed.

House Joint Resolution No. 564 — Relative to paying tribute, Tennessee State University Tigerbelles — By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 570 out of order, which motion prevailed.

House Joint Resolution No. 570 — Relative to commending Frontiers International — By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 571 out of order, which motion prevailed.

House Joint Resolution No. 571 — Relative to welcoming Eastern Star to Nashville — By Love and Pruitt.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 574 out of order, which motion prevailed.

House Joint Resolution No. 574 — Relative to commending Clinton Jackson — By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Rhinehart moved that the rules be suspended for the purpose of introducing House Resolution No. 197 out of order, which motion prevailed.

House Resolution No. 197 — Relative to honoring academic team, Van Buren County High School — By Rhinehart.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Rhinehart, the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

1742 — To regulate collection fees from any debtor.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 1742

MR. SPEAKER:

Your committee appointed to resolve the differences between the House and Senate versions of House Bill No. 2370, Senate Bill No. 1742 begs leave to report that it recommends House Bill No. 2370 be passed without House Amendment No. 1.

ELLIOTT OZMENT
MICHAEL D. MURPHY
JOE W. BELL

WILLIAM S. BAIRD
BEN W. HOOPER, II
BILL J. DAVIS

Mr. Ozment moved that the Report of the Conference Committee on Senate Bill No. 1742 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	52
Noes.....	17
Present and not voting	14

Representatives voting aye were: Bell, Bewley, Bissell, Blackburn, Bragg, Buck, Burleson, Burnett (Fentress), Bussart, Butler, Cobb, Darnell, Davidson (Robertson), Davis, DeBerry, Ellis, Fleming, Ford (Shelby), Gaia, Gill, Good, Hillis, Hood, Hurley, Johnson, King, Lanier, Love, McKinney, Murphy (Davidson), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Spence, Starnes, Steinhauer, Tanner, Watson, Webb, Work, Yelton and Mr. Speaker McWherter — 52.

Representatives voting no were: Atchley, Burnett (Sumner), Carter, Chiles, Dixon, Fisher, Ford (Cocke), Fuqua, Lashlee, McAfee, Martin, Richards, Robertson, Scruggs, Stallings, Wolfe and Wood — 17.

Representatives present and not voting were: Ashford, Byrd, Cawood, Davidson (Wayne), Hall, Henry, Ledford, Longley, Miller, Stafford, Sterling, Turner, Wallace and Williams — 14.

A motion to reconsider was tabled.

Mr. Stafford moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 578 out of order, which motion prevailed.

House Joint Resolution No. 578 — Relative to naming bridge "The Mitchell W. Stout Bridge" — By Stafford and Ledford.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Stafford moved that House Joint Resolution No. 578 be adopted, which motion prevailed by the following vote:

Ayes.....	89
Noes.....	0

Representatives voting aye were: Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 89.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

1903 — To amend Section 40-4001, Code.

The Senate refused to recede from its action in nonconcurring in House Amendment No. 1.

The Speaker appointed a Conference Committee composed of Senators Williams, Henry and Moore to confer with a like Committee from the House in resolving the differences of the two bodies on Senate Bill No. 1903.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Murray (Madison) moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate to resolve the differences of the House and Senate on Senate Bill No. 1903, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Murray (Madison), Phillips and Carter as the House Conference Committee on Senate Bill No. 1903.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

404 — Relative to study, purchase of electric distribution properties; amended, and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 404 — Relative to directing study, purchase of electrical distribution properties.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution No. 404 by deleting the words "to direct" in the caption and by substituting instead the words "to request".

AND FURTHER AMEND by deleting the words "be directed" in the first resolving clause and by substituting instead the words "be requested".

Mr. Bussart moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.....	84
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Fuqua, Gaia, Gill, Hall, Henry, Hillis, Hurley, Jensen, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Shockley, Small, Smith, Spence, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work and Young — 84.

A motion to reconsider was tabled.

Mr. Bragg moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 580 out of order, which motion prevailed.

House Joint Resolution No. 580 — Relative to congratulating Luther Myers — By Bragg.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Bragg, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Bragg moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 581 out of order, which motion prevailed.

House Joint Resolution No. 581 — Relative to naming bridge, the "Ed Todd Bridge." — By Bragg.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Bragg moved that House Joint Resolution No. 581 be adopted, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	0

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Pruitt, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 90.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 575 out of order, which motion prevailed.

House Joint Resolution No. 575 — Relative to commending Tony Hale — By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 577 out of order, which motion prevailed.

House Joint Resolution No. 577 — Relative to congratulating Dr. Walter J. Leonard — By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 572 out of order, which motion prevailed.

House Joint Resolution No. 572 — Relative to commending Knoxville Boys' Club Junior Pro Basketball team — By Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Scruggs, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 573 out of order, which motion prevailed.

House Joint Resolution No. 573 — Relative to honoring the 1977-78 National Champion South Knoxville Girls Junior Pro Basketball team — By Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Scruggs, the resolution was adopted.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2101 — To amend Title 13, Chapter 7, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2101 by adding the following sentence at the end of the amendatory language of Section 1:

The provisions of this section shall not apply to counties having the following populations according to the 1970 federal census or any subsequent federal census:

not less than	nor more than
276,000	277,000
700,000	800,000

Mr. Wallace moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.....	89
Noes.....	0
Present and not voting	1

Representatives voting aye were: Ashford, Atchley, Bell, Bishop, Bissell, Blackburn, Bragg, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Johnson, Kernell, King, Lanier, Lashlee, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Ozment, Phillips, Pickering, Pruitt, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter — 89.

Representative present and not voting was: Bewley — 1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

614 — To amend Uniform Administrative Procedures Act.

The Senate refused to recede from its action in adopting Senate Amendment No. 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Davis moved that the House refuse to recede from its action in nonconcurring in Senate Amendment No. 4 to House Bill No. 614, which motion prevailed.

Mr. Davis moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate to resolve the differences of the House and Senate on House Bill No. 614, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Davis, Williams and Richardson as the House Conference Committee on House Bill No. 614.

Mr. Smith moved that the rules be suspended for the purpose of introducing House Resolution No. 196 out of order, which motion prevailed.

House Resolution No. 196 — Relative to congratulating Melissa Ann Cooper — By Smith, Scruggs, Nolan, Miller, Hall, Jensen and Richards.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Smith, the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 311 — Relative to study, coordination of certain agencies.

The Senate refused to recede from its action in adopting Senate Amendment No. 1 to House Joint Resolution No. 311.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Smith moved that the House concur in Senate Amendment No. 1, which motion prevailed.

A motion to reconsider was tabled.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 2437

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill 2437 (SB 2068) has met and recommends that House amendments 1 and 2 and Senate amendment 2 be deleted.

The committee further recommends that the following amendment to House Bill No. 2437 (SB 2068) be adopted:

Amend by deleting the amendatory language of Section 1 of said act and substituting in lieu thereof the following language:

The institutional home for the aged shall be subject to licensure and meet all of the requirements of the minimum standards and regulations of nursing homes, except nursing services by a professional nurse. The residential home for the aged shall be subject to licensure and meet such requirements and minimum standards as the board shall prescribe in regulations pursuant to 53-1310. The board shall, after consultation with the state fire marshal, include in such regulations fire safety standards which afford reasonable protection to homes for the aged residents without unduly disturbing the residential atmosphere to which they are accustomed. No license to operate a residential home for the aged shall be issued if the home is not approved by the local zoning, building, and fire safety authorities to provide residential custodial care. The Board shall employ one or more fire safety experts who shall be annually certified to be qualified in fire safety by the State Fire Marshall. Notwithstanding approval of a home by the local authorities, the Board shall consider any recommendation of its staff member or members thus certified to be qualified in deciding whether an application for a license to operate a residential home for the aged ought to be granted. In the absence of local authority and when deemed necessary by the Board, approval of the home by the Board's certified fire safety expert is required. The Board shall have sole authority to issue and revoke licenses for homes for the aged.

The Board shall have the authority to establish fees.

FOR THE HOUSE

NED R. McWHERTER
JOHN T. BRAGG
KENNETH J. YOUNG

FOR THE SENATE

DOUGLAS HENRY, JR.
EMETT CROUCH
CARL KOELLA, JR.

Mr. Bragg moved that the Report of the Conference Committee on House Bill No. 2437 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	83
Noes.....	0
Present and not voting	2

Representatives voting aye were: Atchley, Bell, Bewley, Bissell, Blackburn, Bragg, Buck, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Darnell, Davidson (Robertson), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, Lashlee, Ledford, Longley, McAfee, McKinney, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison),

Naifeh, Nolan, Ozment, Phillips, Pickering, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Watson, Webb, Withers, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 83.

Representatives present and not voting were: Wallace and Wolfe — 2.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

2394 — To enact Personal Property Owner's Rights Act; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 2394 — To repeal Title 26, Chapter 5, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 2394 by placing the present Section 18 between the present Section 45 and 46 and renumbering the present Section 19 and all subsequent Sections accordingly.

SENATE AMENDMENT NO. 2

Amend House Bill No. 2394 by deleting subsection (b) of Section 33 in its entirety and substituting instead the following:

Submit as a part of his answer to the garnishment a statement of the judgment debtor's dependent children under 16 years of age who are residents of this state.

SENATE AMENDMENT NO. 3

Amend House Bill No. 2394 by inserting after the words "to be stapled" in the fourth paragraph of Section 4 the words and punctuation mark "to, printed upon".

FURTHER by deleting the final sentence of Section 4 in its entirety.

FURTHER by deleting the word "There" from the beginning of the first sentence of Section 5 and substituting instead the words "In addition to the exemption set out in Section 3, there".

SENATE AMENDMENT NO. 4

Amend House Bill No. 2394 by striking the third paragraph of Section 4 in its entirety.

FURTHER, by striking the following from the NOTICE of Section 4:

"within five (5) days after any judgment, if any, becomes final"

and inserting in lieu thereof, the following:

“before the judgment becomes final”

FURTHER, amend the NOTICE of Section 4 by deleting the last sentence in its entirety and inserting in lieu thereof the following:

“If you do not understand your exemption right or how to exercise it, you may wish to seek the counsel of a lawyer.”

FURTHER, by changing the period at the end of Section 5 to a comma and adding the following:

“unless a judgment creditor, is by execution, foreclosing a security agreement on such property.”

FURTHER, by striking the last three sentences in the NOTICE of Section 35 in its entirety and inserting in lieu thereof the following:

“The court clerk shall provide you with necessary forms in making such application or you may wish to seek counsel of a lawyer.”

FURTHER, by striking the first sentence of Section 35 in its entirety and inserting in lieu thereof the following:

“After any judgment has been rendered in any court and the time to appeal therefrom has elapsed without such an appeal having been made, the judge of the court which rendered the judgment may, either before or after the issuance and service of garnishment, upon written consent of the parties or upon written motion of the judgment debtor, after due notice and after full hearing of said motion, enter an order requiring such judgment debtor to pay to the clerk of the court a certain sum of money weekly, bi-weekly or monthly to apply upon such judgment.”

FURTHER, by inserting the following new sentence at the beginning of Section 28:

“The date garnishee’s answer is received by the court clerk shall be noted on the docket book in the proper manner, whether or not the answer discloses any property subject to garnishment.”

FURTHER, by striking Section 29 in its entirety and inserting in lieu thereof the words, phrases, and figures as follows:

“SECTION 29. If an execution is issued by a court that is not a court of record and a levy is made upon land or an interest in land, then said execution and other papers in connection therewith shall be returned to the Circuit Court of the county for condemnation as in other cases of the levy of a court’s execution on land.”

FURTHER, by striking the figure “28” in the second line of Section 45 and inserting in lieu thereof the figure “27”.

FURTHER, by striking the words “and attachments” from Section 39.

FURTHER, by striking the last paragraph of Section 36 in its entirety and inserting in lieu thereof the following:

"Provided further, that the judgment creditor shall notify the court clerk of the balance due upon a judgment whenever the creditor causes the issuance or revival of a garnishment thereon. Furthermore, the judgment creditor shall notify the court clerk when the judgment has been satisfied."

Mr. Murphy (Davidson) moved that the House nonconcur in Senate Amendments Nos. 1, 2, 3 and 4, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.

282 — Relative to Housing Assistance Payments Program, handicapped; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.

694 — To amend Workmen's Compensation Law; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL 1567

The House and Senate Conference Committee appointed pursuant to motions to resolve the differences between the two houses on House Bill 1567 (SB 1590) have met and recommend that Senate amendment 1 and House amendment 1 be adopted.

FOR THE HOUSE:

FRANK P. LASHLEE
JIMMY NAIFEH
S. T. BURNETT

FOR THE SENATE:

BILL J. DAVIS
ANNA BELLE O'BRIEN
JAMES E. SULLIVAN

Mr. Lashlee moved that the Report of the Conference Committee on House Bill No. 1567 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	85
Noes.....	1
Present and not voting	2

Representatives voting aye were: Ashford, Atchley, Bell, Bewley, Bishop, Blackburn, Bragg, Buck, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Carter, Cawood, Chiles, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Dixon, Elkins, Ellis, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia,

Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, Lanier, Lashlee, Ledford, Longley, McAfee, McKinney, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stallings, Starnes, Steinhauer, Tanner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 85.

Representative voting no was: Turner — 1.

Representatives present and not voting were: Byrd and Sterling — 2.

A motion to reconsider was tabled.

NOTICE TO OVERRIDE VETO

MR. SPEAKER: I hereby file notice under House Rule No. 76 that I plan to move House Bill No. 1660 for passage, notwithstanding the objections of the Executive.

**JENSEN
RICHARDS**

Under the rules, the notice lies over.

Mr. Speaker McWherter resumed the Chair.

MEMORANDUM

TO: Mr. David H. Welles
Acting Chief Clerk
House of Representatives

FROM: Gentry Crowell

RE: House Bill No. 737

Pursuant to your request for the return of House Bill No. 737 for further action by the House of Representatives, I am herewith transmitting the original copy of House Bill No. 737 with the veto message from the Governor dated April 5, 1978.

Mr. Murphy (Shelby) moved that the rules be suspended for the immediate consideration of House Bill No. 737, which motion prevailed.

FURTHER CONSIDERATION OF HOUSE BILL NO. 737

House Bill No. 737 — To enact Small Business Purchasing and Contracting Act.

Mr. Murphy (Shelby) moved that the House pass House Bill No. 737, notwithstanding the objections of the Governor, which motion failed by the following vote:

Ayes.....	43
Noes.....	21
Present and not voting	7

Representatives voting aye were: Atchley, Bewley, Brewer, Bussart, Byrd, Carter, Cawood, Chiles, Cobb, Davidson (Robertson), Davis, DeBerry, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Hall, Hood, Hurley, Jensen, Kernell, King, Longley, Love, McAfee, Miller, Murphy (Davidson), Murphy (Shelby), Murray (Madison), Naifeh, Nolan, Pruitt, Richards, Robertson, Robinson (Hamilton), Spence, Stafford, Steinhauer, Turner, Wallace, Watson, Williams and Withers — 43.

Representatives voting no were: Bishop, Bissell, Bragg, Buck, Burleson, Ellis, Fisher, Hillis, Johnson, Lashlee, Murray (Franklin), Phillips, Rhinehart, Richardson, Small, Smith, Stallings, Tanner, Wolfe, Wood and Work — 21.

Representatives present and not voting were: Bell, Burnett (Fentress), Davidson (Wayne), Good, Shockley, Webb and Mr. Speaker McWherter — 7.

Mr. Jensen moved that the rules be suspended for the purpose of placing the Calendar set for Thursday as the Calendar for Wednesday, April 26, 1978, which motion prevailed.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 97

Representatives present were: Ashford, Atchley, Bell, Bewley, Bishop, Bissell, Blackburn, Bragg, Brewer, Buck, Burks, Burleson, Burnett (Fentress), Burnett (Sumner), Bussart, Butler, Byrd, Carter, Cawood, Chiles, Clark, Cobb, Copeland, Darnell, Davidson (Robertson), Davidson (Wayne), Davis, DeBerry, DePriest, Elkins, Ellis, Fisher, Fleming, Ford (Cocke), Ford (Shelby), Fuqua, Gaia, Gill, Good, Hall, Henry, Hillis, Hood, Hurley, Jensen, Johnson, Kernell, King, Lashlee, Ledford, Longley, Love, McAfee, McKinney, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Naifeh, Nolan, Ozment, Phillips, Pickering, Pruitt, Rhinehart, Richards, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Steinhauer, Sterling, Tanner, Turner, Wallace, Watson, Webb, Williams, Withers, Wolfe, Wood, Work, Yelton, Young and Mr. Speaker McWherter — 97.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 194 — Relative to honoring Representative Roger Murray — By Lashlee, Bishop, Naifeh, Lanier, Davidson (Wayne), Hillis, Wallace, Wolfe, Fuqua, Stallings, Butler, Tanner and Mr. Speaker McWherter.

Under the rules, the resolution was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 561 — Relative to memory Edward Percy Loomis — By Watson.

Under the rules, the resolution was referred to the Committee on Calendar and Rules.

On motion the pre-filed rule was suspended to allow House Bills Nos. 2624 and 2625 to pass first reading.

INTRODUCTION OF BILLS

House Bill No. 2624 — To make certain provisions, elections in Rhea County — By Carter.

Passed first reading.

House Bill No. 2625 — To amend Chapter 848 of Public Acts of 1978 — By Tanner.

Passed first reading.

HOUSE BILLS ON SECOND READING

House Bill No. 2600 — To amend Chapter 584, Private Acts, 1951.

Passed second reading and held without reference.

House Bill No. 2601 — To clarify certain portions, Obscenity Act of 1978.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2602 — To amend Chapter 816, Public Acts, 1978.

Passed second reading and referred to Committee on General Welfare.

House Bill No. 2603 — To provide for non-partisan election, county officials, Rhea Coun-

Passed second reading and held without reference.

House Bill No. 2604 — To amend Chapter 906, Public Acts, 1978.

Passed second reading and referred to Committee on Government Operations.

House Bill No. 2605 — To amend Chapter 720, Private Acts, 1949.

Passed second reading and held without reference.

House Bill No. 2606 — To amend Chapter 26, Private Acts, 1933.

Passed second reading and held without reference.

House Bill No. 2607 — To amend Chapter 585, Public Acts, 1978.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2608 — To regulate compensation, aldermen in the city of Portland.

Passed second reading and held without reference.

House Bill No. 2609 — To prohibit sale of alcoholic beverages, certain counties.

Passed second reading and held without reference.

House Bill No. 2610 — To make provisions, enforcement of wheel tax, Houston County.

Passed second reading and held without reference.

House Bill No. 2611 — To amend Chapter 743, Public Acts, 1978.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2612 — To make provisions, election districts, Roane County Board of Education.

Passed second reading and held without reference.

House Bill No. 2613 — To amend Chapter 96, Private Acts, 1969.

Passed second reading and held without reference.

House Bill No. 2614 — To amend Section 2-207, Code.

Passed second reading and referred to Committee on State and Local Government.

House Bill No. 2615 — To make provisions, Knox County Superintendent of Public Instruction.

Passed second reading and held without reference.

House Bill No. 2616 — To provide certain jurisdiction, county judge of Clay County.

Passed second reading and held without reference.

House Bill No. 2617 — To provide certain jurisdiction, county judge of Pickett County.

Passed second reading and held without reference.

House Bill No. 2618 — To provide certain jurisdiction, county judge, Scott County.

Passed second reading and held without reference.

House Bill No. 2619 — To make provisions, vice mayor, town of Gleason.

Passed second reading and held without reference.

House Bill No. 2620 — To make provisions, Volunteer General Hospital, Martin.

Passed second reading and held without reference.

House Bill No. 2621 — To amend Title 16, Chapter 2, Code.

Passed second reading and referred to Committee on Judiciary.

House Bill No. 2622 — To regulate certain expense accounts, Knox County officers and employees.

Passed second reading and held without reference.

House Bill No. 2623 — To amend Charter, Grand Junction.

Passed second reading and held without reference.

STANDING COMMITTEE REPORTS

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bill No. 2550 (with amendment).

MURPHY (Shelby), Chairman

Under the rules, House Bill No. 2550 was transmitted to the Committee on Calendar and Rules.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 2573, 2578 (with amendment) and 2579, House Resolution No. 110, and Senate Joint Resolution No. 159.

MURRAY (Madison), Chairman

Under the rules, House Bills Nos. 2573, 2578 and 2579 House Resolution No. 110, and Senate Joint Resolution No. 159 were transmitted to the Committee on Calendar and Rules.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 2601, 2607, 2611 and 2614.

MURRAY (Madison), Chairman.

Under the rules, House Bills Nos. 2601, 2607, 2611 and 2614 were transmitted to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 26, 1978: House Bills Nos. 2573, 2579, 2578, 2550, 2352, 740, 2601, 2607, 2614 and 2611.

LANIER, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

1851 — To amend Chapter 41, Title 8, Code; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 2381 and 2588; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 2381 and 2588.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2145; and House Joint Resolutions Nos. 564, 570, 571, 572, 573, 574, 575, 577, 578, 580 and 581; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Burnett (Fentress), the House adjourned until 2:00 p.m. tomorrow.